



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/529,201	05/18/2000	David S Watson	540-314	9245

23389 7590 10/29/2007  
SCULLY SCOTT MURPHY & PRESSER, PC  
400 GARDEN CITY PLAZA  
SUITE 300  
GARDEN CITY, NY 11530

EXAMINER
----------

DUONG, TAI V

ART UNIT	PAPER NUMBER
----------	--------------

2871

MAIL DATE	DELIVERY MODE
-----------	---------------

10/29/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

09-529201

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER
----------

ART UNIT	PAPER
----------	-------

20071023

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The outcome of Interference No. 105,096 has a material bearing on the patentability of the claims in this application. Applicant has filed an action under 35 U.S.C. 146 challenging the Board's decision favoring 09/529201. This 35 U.S.C. 146 action is currently pending before the U.S. District Court for the District of Columbia, case # 1:05-cv-01866-RWR. Prosecution in this application is **SUSPENDED FOR A PERIOD OF 6 MONTHS** from the mailing date of this letter. Upon suspension or termination of the interference, whichever is earlier, applicant should make an inquiry as to the status of the application.

It is also noted that 09/529201 has been allowed (not issued).

*[Signature]*  
TAN TAN  
Technology Center 1000